

Advisory Action

Application No.

09/745,978

Applicant(s)

CHINNAPPAN ET AL.

Examiner

Carlos Lugo

Art Unit

3677

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 20 January 2004 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.

PERIOD FOR REPLY [check either a) or b)]

- a) ☐ The period for reply expires _____ months from the mailing date of the final rejection.
- b) ☒ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

1. ☐ A Notice of Appeal was filed on _____. Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.
2. ☒ The proposed amendment(s) will not be entered because:
- (a) ☒ they raise new issues that would require further consideration and/or search (see NOTE below);
- (b) ☐ they raise the issue of new matter (see Note below);
- (c) ☐ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
- (d) ☐ they present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: See Continuation Sheet.

3. ☐ Applicant's reply has overcome the following rejection(s): _____.
4. ☐ Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).
5. ☐ The a) ☐ affidavit, b) ☐ exhibit, or c) ☐ request for reconsideration has been considered but does NOT place the application in condition for allowance because: _____.
6. ☐ The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.
7. ☒ For purposes of Appeal, the proposed amendment(s) a) ☒ will not be entered or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.

The status of the claim(s) is (or will be) as follows:

Claim(s) allowed: _____.

Claim(s) objected to: _____.

Claim(s) rejected: 1-28.

Claim(s) withdrawn from consideration: _____.

8. ☐ The drawing correction filed on _____ is a) ☐ approved or b) ☐ disapproved by the Examiner.
9. ☐ Note the attached Information Disclosure Statement(s) (PTO-1449) Paper No(s). _____.
10. ☒ Other: See Continuation Sheet

The fact that "the seller database identified by the pointer being associated with its corresponding seller and being distinct from the other seller databases in the distributed plurality of seller databases" and "each seller database being associated with its corresponding seller and distinct from the other seller databases in the plurality of seller databases" requires new further consideration and/or search.

Continuation of 10. Other: The rejection to the claims in view of Ebay.com, Amazon.com or Rajaraman is maintained. Applicant's arguments are not persuasive.

The fact that the global content directory is for distributed plurality of sellers is consider as intending use of the directory. As to the fact that neither Ebay, Amazon or Rajaraman fails to disclose the limitations in the claims, the Prior Art disclose those limitations (See Final Rejection).



J. J. SWANN

SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 3600



A DOCPHOENIX

OUTGOING

_____ CTMS _____
Miscellaneous Office Action
_____ IMIS _____
Miscellaneous Internal Document
_____ NRES _____
Letter Restarting Period for Response

_____ 1449 _____
Signed 1449

_____ 892 _____
892

_____ ABN _____
Abandonment

_____ APDEC _____
Board of Appeals Decision

_____ APEA _____
Examiner Answer to Appeal Brief

_____ CRFR _____
Letter Requiring CRF

_____ CTAV _____
Count Advisory Action

_____ CTEQ _____
Count Ex parte Quayle

_____ CTFR _____
Count Final Rejection

_____ CTNF _____
Count Non-Final

_____ CTRS _____
Count Restriction

_____ EXIN _____
Examiner Interview

_____ FOR _____
Foreign Reference

_____ M903 _____
DO/EO Acceptance

_____ M905 _____
DO/EO Missing Requirement

OUTGOING

_____ NFDR _____
Formal Drawing Required

_____ NOA _____
Notice of Allowance

_____ NPL _____
Non-Patent Literature

_____ PEFN _____
Pre-Exam Formalities Notice

_____ PETDEC _____
Petition Decision

_____ ANE.I _____
After Final or 312 Amendment

OUTGOING DOCUMENT INDEX SHEET

PTO INTERNAL

_____ CLMPTO _____
PTO Prepared Complete Claim Set

_____ IIFW _____
File Wrapper Issue Information

_____ SRNT _____
Examiner Search Notes

_____ SRFW _____
File Wrapper Search Info

_____ SEQREQ _____
Sequence Problem Att. from Examiner

_____ CDCHECK _____
Compact Disk Review Checklist

9/15/03